App. F. IX-4

1940

193 .

( )

File No. 17-40

Serial Nos. 3-4

Previous References

Pris 25-39(5,6,7,9)

Prisons Preservation

Later References.

CB 217-40-1 to 6.

PRESERVED

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. Two only

Part B for December 1940

SUBJECT.

Release on probation of three long term prisoners.

Serial No.

From

The Secretary, Standing Advisory Bd
Central Jail, Bangalore.

Letter No. 1154/F. 115 dated 5th Octr 1940 forwarding for orders, the cases of four long-te Convicts who are recommended for release on probation, by the Board at their meeting held on the 3rd Octr 1940.

1) Chikka Mada, No. 8347 :- He was convicte of having committed culpable homicide of four persons by stabbing them one after another and caused grievous hurt to one more person He was sentenced to 8 years R.I. under Sections 304 & 326. I.P.C. He has completed 7 years, 7 months and 15 days sentence, the unexpired portion being 6 months & 15 days as on the 30th Octr 1940. His case came up for consideration once before in March 1940 when it was ordered that it might be considered after six months i.e. in Septr 1940. His conduct in the prison is good. The Villages and the D.S.P are not in fav

The unexpired portion of his sentence is only 4½ months. The Committee recommend his release, as his conduct is said to be good in jail. It is better to accept the recommendation of the Committee & release him conditionally. The District Magistrate is prepared to appoint a probation officer. The release of the prisoner at this juncture will have a psychological effect on him, for, he will feel that the authorities concerned have recognised his good conduct. This seems to be a fit—

Flag B.

Serial No.

an for release.
der Secretary). 3/23/10
May be released.
Hm 2 23.9.40
NM

of his release but the Dist Magte is prepared to appoint a probation officer for his after care. He is a Pariwar of the Nanjanguds Taluk.

2. Putta Ranga Setty, No 8547 :- He was convicted of having committed forgery and sentenced to 9 years R I. in all in four cases under Sections 466 & 467 I. P. C. He has completed 8 years, 7 months & 9 days including the remissions earned by him. The unexpired portion of the sentence being 6 months & 21 days as on the 3rd Octr 1940. His conduct in the Prison is satisfactory. The Villagers & the D.S.P. are in favour of his release and it is said that the Dist Magte is prepared to appoint a probation officer for his after care.

As the unexpired term of his sentence is only 6 months 9 days, & as his conduct is good, he may be released
der Secretary) 3/23/10
May be released.
Hm 2 23.10.40
NM

Serial No.

He is a Settygar by caste and tailor by profession. He is a married man having 2 children

3. Kadaripa, No. 1698. — He was convicted of having kidnapped a married girl by name Sakamma of Vokaliga community and seduced her. He is an Adikarnataka by caste. He was sentenced to 5 years R.I. under Section 366. I.P.C. He has served out 4 years, 8 months & 1 day including the remissions earned, the unexpired portion of the sentence being 8 months & 29 days as on the 8th Octr. 1940. His prison conduct is Satisfactory. He had no punishments for prison offences. He is a bachelor. The Village & the D.S.P are not in favour of his release. The Dist. Magte is, however willing to appoint a probation

From a perusal of the Judgment in the case it is seen that the accused was convicted, as he has illicit connection with a married girl who was about 14 years old. As the girl was married by legal ceremonies to her husband, the offence of kidnapping is complete even if the girl leaves her husband's protection of her own accord. The accused has put in more than 2/3rd of his sentence & as his conduct is stated to be very good, the recommendation of the Committee for his release may be accepted.

(Sd) 3

May be released. 23/10/40

Hm 2 23/10/40

Serial No.

officer for his after care.

Meeriyappa, No. 3083: — He was convicted of having committed culpable homicide, the victim having been his own wife who was in criminal intimacy with another man. He was sentenced to 3 years R.I under section 304 I. P. C. He did the crime on account of sudden provocation & neglect & indignation. He has undergone 2 years & 11 months including the remissions earned, the unexpired portion of the sentence being 1 month as on the 3rd Oct. 1940. His conduct in the Prison is satisfactory having had no punishment for prison offences. The Village Officer & the D.S.P are in favour of his release & the Dist Magte is prepared to appoint a probation officer. He is an adikarnataka by caste. In view of the unexpired portion of the

A perusal of the Govt. Orders in the case of the convict concerned is necessary in order to be in a position to recommend whether the case may be accepted.
La Secretary. 3 23/10

No orders seem necessary in this case, as he will be released very shortly.
Hm 2 23/10/40

Gll 24/10/40

PRISONS 2308

Release of long term prisoners

General and Revenue Secretariat | File No. | of 194 . | [App. F. III-2

Serial No.

2702

T E
F
OCT 23 1940
A 3817

Sentence being only 1 month as order 8th Oct. 1940 more about 10 days, it is likely that by the time orders, if favourable, are communicated, the prisoner would already be set at large in the ordinary course. It would appear therefore that this case requires no orders.

Submitted for orders -

8-
22/10/40.

For kind perusal of the Hon'ble Minister in charge & for orders (as Secretary).

3
23/10

(Minister)

Hm
2
23/10/40

3
23/10

RM
24/10/40

(Dewan)

Hm
2
26/10/40

3
26/10/40

RS
26-10-40

For favour of circulation

(Chief Secy
M/c.)

Hm
2
28/10/40

3
28/10

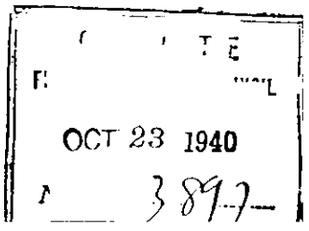
PRISONS 2308

Release of long term prisoners

General and Revenue Secretariat | File No. | of 194 . | [App. F. III-2

Serial No.

2702



Sentence lump only 1 month as on the 8th Octr 1940 & more absent 10 days, it is likely that by the time orders, if favourable, are communicated, the prisoner would already be set at large in the ordinary course. It would appear therefore that this case requires no orders.

Submitted for orders -

24/10/40.

for kind perusal & the notes on the margin & for orders.

(Chief Secretary) 3 23/10

(Member) Hm 2 23/10/40

3 23/10

RLL 24/10/40

(Dewan) Hm 2 26/10/40 3 26/10/40

Rs 26-10-40

For favour of circulation

(Chief Secy) Hm 2 28/10/40 3 28/10

For Disposal by Circulation. **No. C. 219 of 1940-41.**

.....193....

GENERAL AND REVENUE SECRETARIAT.

Council Matter.

Subject

Release of certain long term prisoners.

Circulated to the Members of Council.

By Order,

28th October 1940. *Chief Secretary to Government.*

First Member of Council. (Seen)

15/10.40 **Second Member of Council.** 2.11

Law Secy. with Compliments.

2/11/4

2/11/40

2/11

PRISONS 2308

Release of long term prisoners on probation

General and Revenue Secretariat | Pris. File No. | of 194 . | [App. F. III-2

Serial No.	
	D. F. N is submitted for appt. - Law Secretary) 3/11/40. 3/11/40
	D. F. N. submitted I Member) Hm 2 5/11/40
	F. N. signed by Members. 3/11
	Col6 7/11 S. N. submitted Dewan) Hm 2 7/11/40

Draft Final Note.

628D
27/11/40

Subject:- Release on probation of long-term prisoners.

The Standing Advisory Board, Central Jail, Bangalore, at their meeting held on the 3rd October 1940 considered the cases of four long-term prisoners and recommended them all for release viz.,

1. Chikka Mada, No. 8347.
2. Putta Ranga Setty, No. 8547.
3. Kadariga, No. 1693.
4. Munigappa, No. 3083.

These cases were examined and it is proposed to accept the recommendation of the Board and order the release of the marginally noted three prisoners. The case of prisoner Munigappa was not considered as in the ordinary course, he would be released by 3rd November 1940.

1. Chikka Mada, No.8347
2. Putta Ranga Setty, No.8547
3. Kadariga, No. 1693

The Dewan and the Second Member of Council agree to the proposal. I solicit the gracious sanction of His Highness to the same.

Member of Council.

Final Note by the First Member of Council.

Subject. —

Release on probation of long-term prisoners.

The Standing Advisory Board, Central Jail, Bangalore, a their meeting held on 3rd October 1940 considered the cases of four long-term prisoners and recommended them all for release, viz.,

(1) Chikka Mada, No.8347,

(2) Putta Ranga Setty, No.8547,

(3) Kadariga, No.1693,

(4) Muniyappa, No.3083.

These cases were examined and it is proposed to accept the recommendation of the Board and order the release of the following three prisoners:-

(1) Chikka Mada, No.8347,
(2) Putta Ranga Setty, No.8547,
(3) Kadariga, No.1693.

The case of prisoner Muniyappa was not considered as in the ordinary course, he would have been released by 3rd November 1940.

The Dewan and the Second Member of Council agree to the proposal. I solicit the gracious sanction of His Highness to the same.

MEMBER OF COUNCIL.

Bangalore,
7th November 1940.

Submitted to His Highness.

I submit herewith a Final Note by the FIRST *Member of Council on the subject of* the release on probation of long-term prisoners, *for His Highness' gracious approval.*

Mirza M. Ismail

Bangalore,
7th November 1940.

Dewan.

Record of Cases submitted for the Orders of His Highness the Maharaja.

Subject.

Release on probation of three long-term prisoners.

Chief Secy
MV
14-11-40

Order.

TRW.
11/11/'40.

MK
14.11.40

General and Revenue
Secretariat.

SUBJECT:—

Release on probation of three long-term prisoners.

(*)

31 All urgent or confidential files returned with His Highness' orders may in the absence of instructions or indications to the contrary, be ordinarily circulated to the Members of Council for perusal after the issue of orders.

33. The Secretaries concerned should see that orders in the cases referred to above are issued at once and that the files are returned immediately after to the Chief Secretary for circulation to the Members.

34. In all other cases, the files will first be circulated to the Members of Council at Headquarters and then sent to the Secretariat concerned for the issue of orders.

Circulated to Members of Council for perusal of His Highness, orders before/~~after~~ issue of orders. (*Vide* Rules 31, 33 and 34 of the Subsidiary Rules for the conduct of business of Council in the Manual of Council Rules and Procedure.)

Chief Secretary to Government.

Through the Secretary to Government,

...Law..... .....Department. 14-11-40

4776
14/11/40

FIRST MEMBER OF COUNCIL.

15/11/4

4756
15.11.40

SECOND MEMBER OF COUNCIL

21.11

Law Secy. with Compliments

4/11

22/11

WD 01183—GPB—500—16-10-40

Serial No.

Draft G.O is submitted for appl.
22/11/[illegible]

Secretary
22/11

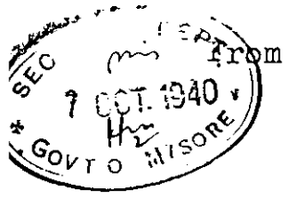
22/11

B
25/11/[illegible]

Issued G.O No P 2726-9 dated 22nd November

Office of the Honorary Secretary
Standing Advisory Board,
Central Jail, Bangalore.

Pris 17-40-3.



From

The Honorary Secretary,
Standing Advisory Board,
Central Jail, Bangalore.

To

The Secretary to Government,
Law Department,
Bangalore.

8/10/40

No. 1154/F.115/Encls 4 Files and 2 Mahs.

Date 5.10.1940.

Sir,

I have the honour to state that the following cases of 4 long-term convicts confined in this Jail were considered by the Standing Advisory Board at the Quarterly Meeting held on 3rd October 1940 and the committee have resolved to recommend all the 4 cases for being released.

Serial No.	Convict No.	Name.
1.	8347	Chick Mada
2.	8547	Putta Ranga Setty
3.	1693	Kadariga
4.	3083	Muniyappa

2. Serial No.1:- Convict No.8347 Chick Mada is a native of Kullapura, Nanjungud Taluk. He is a Parivara by caste, wa convicted on 6-4-1935 under section 304 & 326 I.P.C. and sentenced to suffer 8 years R.I. in Mysore Sessions Case N 20/34-35 on the file of the District and Sessions Judge, Mysore Division, Mysore.

The case of this convict had come up before the Board at the Special meeting held on 21-2-1940 when the committee recommended the case for release. But the Government in their Order No.P.6474-7/Pris.25-39-6 dated 28-3-1940, directed resubmission of this case after six

months. As a casual prisoner, he has undergone more than 2/3 of his sentence, the unexpired portion of his sentence being only 4½ months. Even though the villagers and the District Superintendent of Police are not in favour of his release, the District Magistrate states that he would appoint a Probation Officer to supervise his conduct if released conditionally. This is a very deserving case for release, as the unexpired portion of the sentence is not much and the convict is a well behaved person.

Serial No.2:- Convict No.8547 Puttaranga Setty is a native of Thagadur Village, Nanjungud Taluk. The District and Sessions Judge, Mysore Division, convicted him in Mysore Sessions Case Nos.3 and 4/33-34 and 33 of 1934-35 under section 467 and 466 I.P.C. and sentenced him to suffer a total sentence of 9 years R.I.

He is a casual and has undergone more than 2/3 of his total sentence. He has got to serve ~~out~~ only a sentence of 4 months and 21 days. He has not committed any Jail offence. His case had come up before the Board three before, but was postponed. Besides the Villagers, the District Superintendent of Police and the District Magistrate also are in favour of this prisoner's release.

Serial No.3:- Convict No.1693 Kadariga is a native of Marampally 15 miles from Srinivasapur Railway Station. He is an Adikarnataka by caste. He was convicted in Kolar Sessions Case No.1/37-38 on the file of the Sessions Judge Bangalore Division under section 366 I.P.C. and sentenced to suffer 5 years R.I. on 4-9-1937. He is a casual and has undergone more than 2/3 of his sentence. His case was postponed by the Board on 29-6-1940, for want of needed particulars about him. His conduct in Jail is very good. He has not committed a single Jail offence. His unexpired portion of sentence is only 8 months and 29 days. The District Magistrate has appointed a Probation Officer.

. Serial No.4:- Convict 3083 Muniyappa is a native of Malur, Kolar District. The accused was convicted on 12-7-1938 under section 304 I.P.C. and sentenced to suffer 3 years R.I. and to pay a fine of Rs.50/- or to undergo 3 months R.I. more. The fine sentence was set aside on appeal by the High Court of Mysore.

He is a casual and has completed more than 2/3 of his sentence. The unexpired portion of his sentence is only a month. The villagers, the District Superintendent of Police and the District Magistrate are all in favour of his release. He has not committed even a single Jail offence.

A copy of the proceedings of the Board together with the 4 separate files relating to the above mentioned four prisoners are herewith submitted for kind reference and return with the orders of Government.

I have the honour to be,
Sir,
Your most obedient servant,

Honorary Secretary,
Standing Advisory Board,
Central Jail, Bangalore.

'ROCEEDINGS OF THE QUARTERLY MEETING OF THE STANDING ADVISORY BOARD HELD IN CENTRAL JAIL SUPERINTENDENT'S OFFICE ON 3rd OCTOBER 1940 AT 8-30 A.M.

Present :-

1. The Inspector-General of Prisons (President)
2. The Additional Sessions Judge, Bangalore (Member)
3. Mr. B. Muniswamappa, Land-Lord (Member)
4. The Superintendent, Bangalore Central Jail (Secretary)

Absent :-

1. Moinul-Vizarath
   A. K. Syed Taj Peeran, Esq., B.A., (Member)
   Retired Deputy Commissioner.

1. The President and Members of the Standing Advisory Board standing resolved that their condolences at the sad and untimely demise of His Late Highness Sri Krishnarajendra Wadiyar Bahadur, G.C.S.I., G.B.E. be respectfully communicated to His Highness Jaya Chamaraja Wadiyar Bahadur and the Royal family of Mysore.

2. The Board resolved that their felicitations be respectfully conveyed to His Highness Jaya Chamaraja Wadiyar Bahadur at His Highness's Pattabhishekam on the 8th September 1940.

3. The proceedings of the last Quarterly meeting were read and adopted.

4. The Board resolved that the case of convict No.8347 Chik Mada be resubmitted and recommended to Government as required in G.O.No.P.1474-7/Pris.25-39-6 dated 28-3-1940.

5. G.O.No.P.753-6/Pris.1-40-2 dated 1-8-1940 relating to the release of seven prisoners out of the eight recommended by the Board at the last meeting was read and recorded.

6. Letter No.A.16/39-40 dated 22-8-40 received from the District Magistrate, Mysore regarding the conduct of certain prisoners released by Government on the Standing Advisory Board's recommendation was read and recorded.

The cases of 4 long-term convicts were considered and it was resolved:-

(1) That convict No.8547 Puttaranga Setty be recommended for release,

(2) That convict No.1693 Kadariga be recommended for release, and

(3) That convict No.3083 Muniyappa be recommended for release.

Sd/- Abdulla Husain Sherif

Honorary Secretary,
Standing Advisory Board
Central Jail, Bangalore.

"C O P Y"

Honorary Secretary,
Standing Advisory Board,
Central Jail, Bangalor

Government are pleased to accept the recommendation of the Board in respect of the other Three convicts noted in the margin and direct that they be released forthwith subject to the condition that they pass a period of probation equal to the unexpired portion of their sentences under the District Magistrates concerned or such officer as may be appointed in this behalf.

1) Chikka Mada, 8347
2) Putta Ranga Setty, No 8574
3) Kadariga, No 1693

22/11/40

For ~~General~~ Secretary to Government.
Law Dept.

To--The Jail Standing Advisory Board, Central Jail.
(with the files).
The Inspector General of Prisons in Mysore.
The Inspector General of Police in Mysore.
The Registrar, High Court of Mysore with C.L.

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

Read:—

Letter No. 1154/F.115, dated 5th October 1940 from the Secretary, Standing Advisory Board, Centr l Jail, Bangalore, submitting for the orders of Government, the cases of the marginally noted four long-term convicts, recommended for release on probation by the Board at their meeting held on the 3rd October 1940.

1. Chikka Madu, No. 8347.
2. Putta Ranga Setty, No.8547
3. Kadariga, No.1693.
4. Muniyappa, No. 3083.

Order No. L. 2726-29/Pris. 17-40-4.

Bangalore, dated the 22nd November 1940.

The prisoner No. 3083, Muniyappa has already been released in the usual course.

Government are pleased to accept the recommendation of the Board in respect of the other three convicts noted in the margin and direct that they be released forthwith subject to the condition that they pass a period of probation equal to the unexpired portion of their sentences under the District Magistrates concerned or such officer as may be appointed in this behalf.

1. Chikka Madu, No. 8347.
2. Putta Ranga Setty, No.8547
3. Kadariga, No. 1693

for Secretary to Government,
Law Department.

To

The Secretary, Standing Advisory Board, Central Jail, Bangalore, with the files.
" Inspector General of Prisons in Mysore.
" Inspector General of Police in Mysore.
" Registrar, High Court of Mysore with covering letter.